

DPI New School Social Worker Resource Sharing Sessions 2021-2022

Session 2 - Pupil Records & Confidentiality

Wisconsin Specific Pupil Records Resources

- Statutory Language
 - [Link to Wis. Stat. § 118.125](#) (Pupil Records)
 - [Link to Wis. Stat. § 146.81-84](#) (Patient Health Care Records)
 - [Link to Wis. stat. § 51.30](#) (Treatment Records)
- Student Records and Confidentiality (DPI)-
https://dpi.wi.gov/sites/default/files/imce/sspw/pdf/srconfid_11-16-18.pdf
- DPI Online Data Privacy Training - <https://dpi.wi.gov/wise/data-privacy/training>
- Sharing Information Across Systems (DPI) -
https://dpi.wi.gov/sites/default/files/imce/sspw/pdf/SharingInfo_11-16-18.pdf
- Records Retention Schedule for Wisconsin School Districts -
<https://publicrecordsboard.wi.gov/Documents/DPI%20GS-APPROVED%20June%202015%20v8.1.pdf>

Family Educational Rights and Privacy Act (FERPA) Resources & Individuals with Disabilities Education Act (IDEA)

- Statutory Language
 - [Link to FERPA Regulations](#)
 - [Link to IDEA Regulations](#) -§ 300.610 Confidentiality
- Many Resources, FAQs, videos on FERPA - <https://studentprivacy.ed.gov/>
- FERPA General Guidance for (Newly updated) Parents or Students - <https://studentprivacy.ed.gov/>
- FAQs on Photos and Videos under FERPA -
<https://studentprivacy.ed.gov/faq/faqs-photos-and-videos-under-ferpa>
- School Resource Officers, School Law Enforcement Units, and the Family Educational Rights and Privacy Act (FERPA) -
<https://studentprivacy.ed.gov/resources/school-resource-officers-school-law-enforcement-units-and-ferpa>

Protection of Pupil Rights Amendment (PPRA) - Information related to parental consent for specific activities in school (for example, protection of students' privacy in examination, testing, or treatment)

- <https://studentprivacy.ed.gov/content/ppra>
- [Understanding the Differences: Social and Emotional Learning \(SEL\) Competence Assessment and Social, Emotional, and Behavioral \(SEB\) Screening and Assessment](#) (DPI Resource)

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Health Insurance Portability and Accountability Act (HIPAA) v FERPA Resources

- Data Privacy in School Nursing: Navigating the Complex Landscape of Data Privacy Laws (Part 1) - <https://www.networkforphl.org/resources/data-privacy-in-school-nursing-navigating-the-complex-landscape-of-data-privacy-laws-part-i/>
- Data Privacy in School Nursing: Navigating the Complex Landscape of Data Privacy Laws (Part II) - <https://www.networkforphl.org/resources/data-privacy-in-school-nursing-navigating-the-complex-landscape-of-data-privacy-laws-part-ii/>
- FERPA and the Coronavirus Disease 2019 (COVID-19) - <https://studentprivacy.ed.gov/resources/ferpa-and-coronavirus-disease-2019-covid-19>
- Family Educational Rights and Privacy Act (FERPA) and H1N1 (October 2009) - <https://studentprivacy.ed.gov/resources/ferpa-and-h1n1-virus>
- FERPA and HIPAA Comparison Tool (SAMHSA) - https://opi.mt.gov/Portals/182/Page%20Files/Suicide%20Prevention/Documents/NITT_HIPAA-FERPA%20Tool_021517_508.pdf
- FERPA and Public Health, (Ellen Campbell of the Family Policy Compliance Office), Nov 12, 2010, Presentation Slides - <https://www2.ed.gov/about/offices/list/osdfs/ferpapubhealth.pdf>
- US DHS and US DOE Joint Guidance on the Application of FERPA and HIPAA to Student Records (Updated 2019) - <https://www.hhs.gov/sites/default/files/2019-hipaa-ferpa-joint-guidance-508.pdf>

Information on Services for Youth in Wisconsin

- Confidential Services Available to Youth in Wisconsin (DPI) - <https://dpi.wi.gov/sites/default/files/imce/sspw/pdf/confid.pdf>
- Reporting Requirements for Sexually Active Adolescents (DPI)- <https://dpi.wi.gov/sites/default/files/imce/sspw/pdf/sswreporting-requirements-2018.pdf>
- **WI Department of Health Services (DHS) Resources - Client Rights of Minor**
 - <https://www.dhs.wisconsin.gov/clientrights/minors.htm>

Client rights pamphlets for minors

- [Rights of Children and Adolescent Patients in Inpatient Mental Health Facilities](#) (PDF)
(English only)

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- [Rights of Minors in Inpatient Community Mental Health Facilities](#) (Multiple languages available)
- [Rights of Minors: Outpatient Behavioral Health Treatment](#) (Multiple languages available) - Brochure
- [Rights of Minors: Outpatient Behavioral Health Treatment](#) (Multiple languages available) - One-page flyer with same information as the brochure